FAX TRANSMISSION

MAR 0 8 2006

DATE:

March 8, 2006

PTO IDENTIFIER:

Application Number 09/870,397-Conf. #8066

Patent Number

Inventor:

Yoshiki Nakagawa et al.

MESSAGE TO:

US Patent and Trademark Office

FAX NUMBER:

(571) 273-8300

FROM:

CONNOLLY BOVE LODGE & HUTZ LLP

Burton A. Amernick

PHONE:

(202) 331-7111

Attorney Dkt. #:

21581-00271-US

PAGES (Including Cover Sheet): 20

CONTENTS:

Petition to Withdraw Notice of Abandonment (2 pages) Copy of Petition previously filed (16 pages)

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PTO/SB/97 (09-04)

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Application, No. (if known): 00/970-007 Application No. (if known): 09/870,397 Certificate of Transmission under 37 CFR 1.8

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identify each submitted paper.

Petition to Withdraw Notice of Abandonment (2 pages) Copy of Petition previously filed (16 pages)

MAR 0 8 2006

Docket No.: 21581-00271-US

(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Yoshiki Nakagawa et al.

Application No.: 09/870,397

Confirmation No.: 8066

Filed: May 31, 2001

Art Unit: 1712

For: FUNCTIONAL GROUPS-TERMINATED

Examiner: M. G. Moore

VINYL POLYMERS

PETITION TO WITHDRAW NOTICE OF ABANDONMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Notice of Abandonment and February 6, 2006 and the subsequent communication from the USPTO dated February 28, 2006.

It is hereby petitioned that the Notice of Abandonment be withdrawn as the application is not in fact abandoned.

The Notice of Abandonment states that a Reply to the Office Action dated May 18, 2005 was not timely received. However, the Notice of Abandonment should be withdrawn since a response to the Office Action dated May 18, 2005 was filed on August 3, 2005. As evidence of this, attached is a true copy of the Response along with a true copy of the dated Auto-Reply Facsimile Transmission from the U.S. Patent and Trademark Office.

The undersigned hereby declares that all statements made herein of the undersigned's own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001 and 445388

NO. 1927 P. 4/20

MAR. 8. 2006 4:16PM CBL&H 202 293 6229

Application No.: 09/870,397 Docket No.: 21581-00271-US

that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Applicant believes no fee is due with this response. However, if a fee is due including any petition fee, please charge our Deposit Account No. 22-0185, under Order No. 21581-00271-US from which the undersigned is authorized to draw.

Dated: 3-08-06

Respectfully submitted,

Burton A. Amernick

Registration No.: 24,852

CONNOLLY BOVE LODGE & HUTZ LLP Correspondence Customer Number: 30678

Attorney for Applicant

Auto-Reply Facsimile Transmission



TO:

Fax Sender at 202 293 6229

Fax Information

Date Received:

2/13/2006 2:46:36 PM [Eastern Standard Time]

Total Pages: 14 (including cover page)

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Received Cover Page

FE3. 3. 2595 2:59PN G3L&1 202 293 5222 FAX TRANSMISSION DATE: Pebruary 18, 2006 PTO IDENTIFIER: Application Number 09/870,397-Conf. #5006 Palent Nursian invantor: Yoshiid Natagawa et al. MESSACE TO: US Parent and Trademark Office FAX MUMBER: (571) 273-8500 FROM: CONNOLLY BOVE LODGE & HUTZ LLP Burton A. Amernick PHONE: (303) 881-7111 Attorney Ukt. #: 21591-00171-US PAGES (Inpluding Cover Sheet): 14 CONTENTS: Exquests to Withdraw Nagica Of Abendamanus (1 ps. Copy of Nagica of Abendamanus (2 ps. Est) Copy of Respicts as Each August 3, 2006 (9 ps. End. Cont. Copy of Respicts on Transmistra (1 ps. Est) If your readyr of this crassminator is in error, please north this firm immediately by collect all to sender at (201) 631-7111 and send the original instruminator to us by return mail at the address below. This transmission is intended for the sole use of the individual and entry to whose it is addressed, and may contain information that is privileged, confidented and mempt from disclosure under applicable law. You are beauty notified that any discrimation, distribution or daylication of this transmission of the intended that any discrimant other than the intended addresses on its designated that the latest is a feet and the matter of the selection of the content of the selection spent is suitably prohibited. CONFIGURY BOYE LODGE & HUTZLLF 1530 N GWM, NYL, Balo 100, Walfundon, DC 20039-94Z5 Takaphone: (202) 331-7111 Febbanis: (202) 203-8229 have all the many straight from the leader south 1 like the collected was deposited to the collected and the straight of the collected to the collected and collected an MAR. 8. 2006 ' 4:16PM CBL&H 202 293 6229

NO. 1927 P. 6/20p. 1

* * COMMUNICATION RESULT REPORT (FEB. 13. 2006 3:02PM) * * *

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FAX TRANSMISSION

DATE:

February 18, 2006

PTO IDENTIFIER:

Application Number 09/870,897-Conf. #8066

Patent Number

Yoshiki Nakagawa et al. Inventor: _

MESSAGE TO:

US Patent and Trademark Office

FAX NUMBER!

(571) 273-8300

CONNOLLY BOVE LODGE & HUTZ LLP

Burron A. Amernick

PHONE:

(202) 331-7111

Attorney Dkt. #: 21581-00271-US

PAGES (Including Cover Sheet): 14

CONTENTS:

Request To Withdraw Notice Of Abandonment (1 page)
Copy of Notice of Abandonment (2 pages)
Copy of Response as filed August 3, 2005 (9 pages)
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FAX TRANSMISSION

DATE: February 13, 2006

PTO IDENTIFIER: Application Number 09/870,397-Conf. #8066

Patent Number

Inventor: Yoshiki Nakagawa et al.

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Application No. (if known): 09/870,397

Attorney Docket No.: 21581-00271-US

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MAR 0 8 2006

Docket No.: 21581-00271-US

(PATENT)

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In re Patent Application of: Yoshiki Nakagawa et al.

Application No.: 09/870,397

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Dated: February 13, 2006

Respectfully submitted,

Burton A. Amernick

Registration No.: 24,852

CONNOLLY BOVE LODGE & HUTZ LLP Correspondence Customer Number: 30678

Attorney for Applicant

MAR. 8. 2006 '4:17PM

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NO. 1927 P. 10/20

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Property 1669
Property 166

		FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
APRILICATION NO.	FILING DATE		21581/0271	8066
09/870,397	05/31/2001	Yoshiki Nakagawa	EXÁM	INER
75 	90 02/08/2006 e Lodge & Hutz LLP		MOORE, MARGARET G	
Suite 800			ART UNIT	PAPER NUMBER
1990 M Street,	N.W. C 20036-3425		17.12	
14 material -	•		DATE MAILED: 02/06/2006	

Please find below and/or attached an Office communication concerning this application or proceeding.

	Application No.	Applicant(s)			
	T	NAKAGAWA E	ΓAL.		
Notice of Abandonment	09/870,397 Examiner	Art Unit			
Motice of Aparteening		1712			
	Margaret G. Moore		idress-		
The MAILING DATE of this communication ap	pears on the cover sneet w	Mi Ala Correspondente			
his application is abandoned in view of:					
. ☑ Applicant's failure to timely file a proper reply to the Office (a) ☐ A reply was received on (with a Certificate of period for reply (including a total extension of time of the control of	month(s)) which exp	ired on y under 37 CFR 1.113 (a) to	the final rejection.		
(b) A proposed reply was received on, but it does	on consists only of: (1) a time	ely filed amendment which p	laces the		
(b) A proposed reply was received on but it does not consists only of: (1) a timely filed amendment which places the (A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for application in condition (RCE) in compliance with 37 CFR 1.114). Continued Examination (RCE) in compliance with 37 CFR 1.114). (c) A reply was received on but it does not constitute a proper reply, or a bone filed attempt at a proper reply, to the non-					
(c) ☐ A reply was received on but it does not const final rejection. See 37 CFR 1.85(a) and 1.111. (See	e explanation in box 7 below,).			
(d) ☑ No reply has been received.			1		
 Applicant's failure to timely pay the required issue fee a from the mailing data of the Notice of Allowance (PTOL (a)	ras received on (with period for payment of the iss	- Codificato of Maillon of	Transmission dated i		
(b) The submitted fee of \$ is insufficient. A belan	nce of \$ is due.	:			
The issue fee required by 37 CFR 1.18 is \$. The bribicarion leet it ledo	1160 DA 21 Ct. 14 14 16/07/ 50			
(c) The issue fee and publication fee, if applicable, has	not been received.				
3. Applicant's failure to timely file corrected drawings as reallowability (PTO-37). (a) Proposed corrected drawings were received on after the expiration of the period for reply.	equired by, and within the thr	ee-month period set in, the	Notice of		
(b) ☐ No corrected drawings have been received.					
The letter of express abandonment which is signed by the applicants.					
5. The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filling of a continuing application.					
6. ☐ The decision by the Board of Patent Appeals and Inte of the decision has expired and there are no allowed	110/0/145 15//	and because the period for	seeking court raview		
7. The reason(s) below:					
Petitions to revive under 37 CFR 1.137(a) or (b), or requests to wi	thdraw the holding of abandonπ	Margaret G. Printaly Exa Art Unit: 171 ment under 37 CFR 1.181, shou	2 ·		
estaining any persitive effects on patent term.					

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TO:

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Date Received: Total Pages: 8/3/2005 12:00:02 PM [Eastern Daylight Time]

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Received Cover Page

DAYC: August 3, 2005 FYO MENTIFIER: Appliesion Sumber 09/870,297-Canf. \$80\$6 Friend Number Inventor Yophid Naturgues et al. RESEAGE TO: US Patent and Trademark Office FAX MURREEU (571) 273-8300 FROM CONNOLLY BOVE LODGE & MUTZ LLP Burton A. Americk PAROE: (202) 231-7111 Attorney Did. 8: 21881-00271-US PAGES (Instuding Cover Speed): 7 CONTENTS: Beginning Cover Speed): 7 CONTENTS: Carlledte of Transplatons (1 page) If your receipt of this transmission is in orner, please couty this firm knaudiarity by cultion and a the midses below. This transmission is intended for the sole use of the individual and embry to whom it is addressed, and they contain information that is privileged, considerable and embry many firms allowers work applicable law. You are havely notified that say dissembnition, discibution or droppersion of this transmission by common other than the intended addresses or its designated again is surkely prohibited. CONSOLLY BOVE LOGGE E MUTZ LLP 1823 II Swell N.W., Sach 300, Washington, 00 20050-3026 Talaphores (202) 331-7111 Posserabe. (202) 233-4023	FAX TE	ANSMISSION
NESSAGE IV: US Patent and Trademark Office FAX MUSSEE: (571) 273-8300 FROM: CONNOLLY BOVE LODGE & MUTZ LLP Burton A. Americk PADES: (202) 381-7111 Attenting Dat. 6: 21681-00171-US PAGES (perusing Cover Sheet): 7 CONTENTS: Beginns of Dates Andre U pages Carlicate of Translation (1 pages) If your receipt of this translation (1 pages) Carlicate of Translation (1 pages) This translation is intended for the soil use of the individual and earlier to whom it is addressed, and only consider information that is privileged, considerable and consignitions dictions to one of pages of the individual and earlier than dictions to one of the individual and earlier than dictions or deep licetion of this translation by common other than the intended director in the agent is arisely prohibited. COMBOLLY SOVE LODGE E MUZZ LLP COMBOLLY SOVE LODGE E MUZZ LLP COMBOLLY SOVE LODGE E MUZZ LLP CONTROLLY SOVE LODGE E MUZZ LLP CONTROLLY SOVE LODGE E MUZZ LLP CONTROLLY SOVE LODGE E MUZZ LLP	PTO DENTIFIE	R: Application flumber 09/870,897-Call Foves Paint Number
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NO. 1927 P. 13/20 1

* * COMMUNICATION RESULT REPORT (AUG. 3. 2005 12:09PM) * * *

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FAX TRANSMISSION

DATE:

August 3, 2005

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Patent Number

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